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09/722438  
11/28/00

**LAW OFFICES**  
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November 28, 2000

## BOX PATENT APPLICATION

Assistant Commissioner for Patents  
Washington, D.C. 20231

Re: Application of Claude COTREL, et al  
OPTICALLY ACTIVE 5H-PYRROLO[3, 4-B]PYRAZINE DERIVATIVE, ITS  
PREPARATION AND PHARMACEUTICAL COMPOSITIONS CONTAINING  
IT  
Our Ref: O62017

Dear Sir:

This is a request for a Continuation Application of pending prior Application No. 09/124,651 filed July 29, 1998 of Claude COTREL and Gerard ROUSSEL, entitled OPTICALLY ACTIVE 5H-PYRROLO[3, 4-B]PYRAZINE DERIVATIVE, ITS PREPARATION AND PHARMACEUTICAL COMPOSITIONS CONTAINING IT.

This application is being filed under 37 C.F.R. § 1.53(b). Enclosed is a specification, including the claims, and a copy of the Declaration as filed in the prior application. Also enclosed is a copy of the REVOCATION AND APPOINTMENT OF ATTORNEYS as filed in Application No. 09/124,651, on November 28, 2000. The Assignment was also filed in Application No. 09/124,651, on November 28, 2000.

The prior application is assigned to Group Art Unit 1611.

Amend the specification by inserting before the first line the sentence:

--This is a continuation of Application No. 09/124,651, filed July 29, 1998, which is a continuation of 08/493,946, filed June 23, 1995 (abandoned), which is a continuation of 08/342,794, filed November 21, 1994 (abandoned), which is a continuation of 08/232,313, filed April 25, 1994 (abandoned), which is a continuation of 08/109,863, filed August 20, 1993 (abandoned), which is a continuation of 08/034,199, filed March 19, 1993 (abandoned), which is a continuation of 07/821,662, filed January 16, 1992 (abandoned), the disclosure of which is incorporated herein by reference.--

Priority is claimed from January 17, 1991, based on French Application No. 91 00490. The priority document was filed in parent Application No. 09/124,651.

A Preliminary Amendment is being submitted herewith.

The Government filing fee is calculated as follows:

|                    |               |                                     |
|--------------------|---------------|-------------------------------------|
| Total claims       | <u>4 - 20</u> | = _____ x \$18.00 = <u>\$720.00</u> |
| Independent claims | <u>2 - 3</u>  | = _____ x \$80.00 = <u>\$160.00</u> |
| Base Fee           |               | <u>\$710.00</u>                     |

**TOTAL FILING FEE**

**\$710.00**

SUGHRUE, MION, ZINN, MACPEAK & SEAS, PLLC

Continuation Application Based on  
Application No. 09/124,651  
November 28, 2000  
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JCS41 U.S. PTO  
09/722438  
11/28/00

A check for the statutory fee of \$710.00 is attached. You are also directed and authorized to charge or credit any difference or overpayment to Deposit Account No. 19-4880. The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 and any petitions for extension of time under 37 C.F.R. § 1.136 which may be required during the entire pendency of the application to Deposit Account No. 19-4880. A duplicate copy of this transmittal letter is attached.

The application is timely filed.

Respectfully submitted,  
SUGHRUE, MION, ZINN,  
MACPEAK & SEAS, PLLC  
Attorneys for Applicant

By: Oliver R. Ashe, Jr.  
Oliver R. Ashe, Jr.  
Registration No. 40,491

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Claude COTREL, et al

Continuation of Appln. No.: 09/124,651

Group Art Unit: Not Yet Assigned

Filed: Concurrently Herewith

Examiner: Not Yet Assigned

For: OPTICALLY ACTIVE 5H-PYRROLO[3, 4-B]PYRAZINE DERIVATIVE, ITS  
PREPARATION AND PHARMACEUTICAL COMPOSITIONS CONTAINING IT

**EXCESS CLAIM FEE PAYMENT LETTER**

Assistant Commissioner for Patents  
Washington, D.C. 20231

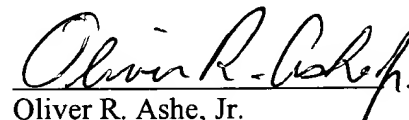
Sir:

An Amendment Under 37 C.F.R. § 1.111 is attached hereto for concurrent filing in the  
above-identified application. The resulting excess claim fee has been calculated as shown below:

|             | After<br>Amendment |   | Highest No.<br>Previously Paid<br>For |   |              |   |         |                    |
|-------------|--------------------|---|---------------------------------------|---|--------------|---|---------|--------------------|
| All Claims  | 64                 | - | 20                                    | = | 44           | X | \$18.00 | = \$792.00         |
| Independent | 14                 | - | 3                                     | = | 11           | X | \$80.00 | = \$880.00         |
|             |                    |   |                                       |   | <b>TOTAL</b> |   |         | <b>= \$1672.00</b> |

A check for the statutory fee of \$1672.00 is attached. Please charge any additional fee or  
credit any overpayment to our Deposit Account No. 19-4880. A duplicate copy of this letter is  
enclosed.

Respectfully submitted,

  
Oliver R. Ashe, Jr.  
Registration No. 40,491

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Date: November 28, 2000

Attorney Docket No. Q62016  
PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JC941 U.S. PTO  
09/722438  
11/28/00

In re application of

Claude COTREL, et al

Appln. No.: 09/124,651

Group Art Unit: 1611

Filed: July 29, 1998

Examiner: Berch

For: OPTICALLY ACTIVE 5H-PRROLO[3,4-B]PYRAZINE DERIVATIVE, ITS  
PREPARATION AND PHARMACEUTICAL COMPOSITIONS CONTAINING IT

**SUBMISSION OF REVOCATION AND APPOINTMENT OF ATTORNEYS**

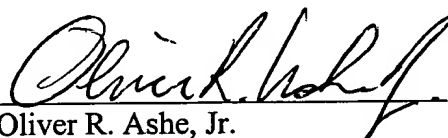
Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Attached please find a Revocation and Appointment of Attorneys for the above-identified application.

The Examiner is respectfully requested to acknowledge receipt of this document.

Respectfully submitted,

  
Oliver R. Ashe, Jr.  
Registration No. 40,491

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Date: November 28, 2000